



DSM N.V.
Postbus 1
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Nederland

Utrecht, May 12, 2003

our ref.: 0183/12mei2003

DECLARATION OF SAFE DEPOSIT

The *Centraalbureau voor Schimmeltculturen* (CBS), Utrecht, the Netherlands herewith declares that the following microorganism:

CBS 168.95 *Mortierella alpina* DS30340

that was deposited at the Centraalbureau voor Schimmeltculturen on February 20, 1995 will be stored confidentially as a safe deposit in the collection of the CBS with all care necessary to keep it viable and uncontaminated for a period of at least 1 year following the most recent payment of the annual maintenance fee.

As long as it is stored as a safe deposit, the said microorganism will be supplied only to the depositor, or to persons authorized by the depositor.

As soon as the depositor has informed the CBS that the deposited strain should not be maintained any longer, the CBS -on request of the depositor- shall destroy the strain. This request must be received by the CBS before the end of the current year.

CBS Patent Administration

Dr. J.A. Stalpers
(curator)

Request for Availability of deposited biological material only to an expert

"In respect of all designated States to which such action is possible and to the extent to which such action is possible and to the extent that it is legally permissible under the law of the designated State, it is requested that a sample of the deposited biological material be made available only by the issue thereof to an independent expert, in accordance with the relevant patent legislation, *e.g.*, EPC Rule 28(4), U.K Patent Rules 1995, Schedule 2, Paragraph 3, Australian Regulation 3.25(3) and generally similar provisions *mutatis mutandis* for any other designated State."